

# Article IX - General Provisions

Summary of Recommendations in Senate Bill 1 As Introduced

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## Rider Highlights

### 18-19 20-21 Rec.

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| 2.01 | 2.01   | <b>Position Classification Plan.</b> Revise classified positions to reflect changes recommended by the State Auditor's Office in its Biennial Report on the State's Position Classification Plan.   |
| 4.04 | 4.04   | <b>Limitation on Grants to Units of Local Government.</b> Amend subsection (a)(1) to include Part 5 of Article IX. Eliminate subsections (a)(4)-(7); reports are received inconsistently and the information is not needed.   |
| 5.08 | 5.08   | <b>Travel of Advisory Committees.</b> Remove the ability for agencies to request reimbursement of travel expenses for advisory committees who do not have such authority in the agency's bill pattern.  |
| 6.10 | 6.10   | <b>Limitations on State Employment Levels.</b> Add an exemption for interns to the FTE cap for all agencies. Remove ability for agencies to request to exceed their FTE limitations.  |
| 6.13 | 6.13   | <b>Performance Rewards and Penalties.</b> Delete subsection (c) which allows for budget execution for exceeding or failing to reach performance targets; rename provision to "Performance Standards."   |
| 6.26 | Art II | <b>Policies for Certain Hospital Stays.</b> Move section to HHSC's bill pattern to align subject matter.  |
| 7.04 | 7.04   | <b>Contract Notification.</b> Clarify guidelines for notice required when contracts increase in cost by 10 percent or more.   |
| 7.12 | 7.12   | <b>Notification of Certain Purchases or Contract Awards, Amendments, and Extensions.</b> Add requirements for notice to include findings of fact for major consulting contracts; require agencies to have processes to implement corrective action plans for poor vendor performance; require certification of compliance with Vendor Performance Tracking System.  |
| 7.14 |        | <b>Emergency Leave Report.</b> Delete as the provision has been codified at Section 661.902, Government Code.   |
| 8.02 | 8.02   | <b>Reimbursements and Payments.</b> Expressly provide that liquidated damages are within the definition of reimbursements and payments.   |
| 8.09 | 8.09   | <b>CMIA Interest Payments.</b> Retitle section to include other federal payments and create process for approving the expenditure of additional general revenue for the payment of funds due to the federal government in certain instances.  |
| 9.01 | 9.01   | <b>Purchases of Information Resources Technologies.</b> Define "phases" of development for major information resources projects. Requires QAT approval of contracts valued more than \$10 million for any phase of development and certain amendments to these contracts or projects, and specifies actions established in statute if these requirements are not met. Permits QAT to conduct preliminary review of these contracts. |

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9.02	9.02	<b>Quality Assurance Review of Major Information Resources Projects.</b> Clarifies procedures for payment on major information resources projects and QAT review of these projects. Eliminates annual reporting requirement as this is established in statute.
9.07	Art. I	<b>Payments to the Department of Information Resources.</b> Move to Article I as the content of this section would be better suited for DIR's bill pattern.
9.08		<b>Computer Inventory Report.</b> Delete as the information contained in this report is no longer needed.
	9.10	<b>Centralized Accounting and Payroll/Personnel System (CAPPS) Deployments.</b> Lists agencies to coordinate with Comptroller of Public Accounts with regards to CAPPS deployment. Specifies that, with the exception of the Workforce Commission, agencies cannot use funds appropriated for CAPPS for other purposes.
9.12		<b>Report of Information Technology (IT) Infrastructure.</b> The section was deleted as it has been codified at Section 2054.068, Government Code; the section slightly conflicts with the specific Government Code provision.
	9.12	<b>Assignment of Contract Responsibility.</b> Require agencies and institutions of higher education to give notice and receive written permission before assigning contract responsibilities for certain IT contracts.
9.13		<b>Cloud Computing Options.</b> Delete as this is no longer needed - the provisions have been codified.
10.06, 10.07	10.06	<b>Cross-Agency Coordination on Healthcare Strategies and Measures.</b> Combines two previous sections (Analysis of Certain Healthcare Data and Cross-agency Collaboration on Value-based Payment Strategies).
11.01	11.01	<b>Limitation on Use of Funds for Personal Residences.</b> Amend to eliminate LBB approval for expenditures in excess of \$25,000 for personal residences. Agencies must meet all other criteria for expenditure.
11.08		<b>Information for Joint Oversight Committee on Government Facilities.</b> Delete as statute expires the committee January 2019.
13.02	13.02	<b>Report of Additional Funding.</b> Clarify that rider requires approval immediately upon receipt of more than \$10 million in additional federal funds to expend the funds, with an exception for disaster related funds.
13.04	13.04	<b>Reports to Comptroller.</b> Amend reporting threshold of 10 or more to one or more agencies to eliminate the risk of a few agencies receiving a large sum of federal funds without notice to the Legislature.
13.10	13.10	<b>Temporary Assistance for Needy Families (TANF), Social Security Block Grant (SSBG), or Child Care and Development Block Grant (CCDBG).</b> Retitles section to include Child Care and Development Block Grants (CCDBG). Makes the authorizations, prohibitions, and requirements contained in the section which currently apply to TANF and SSBG, also applicable to CCDBG.
14.01	14.01	<b>Appropriation Transfers.</b> Eliminate subsection (d), as it creates unnecessary confusion.

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- 14.03 14.03 **Limitations on Expenditures - Capital Budget.** Retitle section to "Transfers-Capital Budget." Require written approval in (a)(1). Add specific restriction language from Section 14.01(a) to Section 14.03(h)(1). Clarify that transfers out of DCS capital items do need approval per Gov't Code Sec. 2054.386.
- 14.04 14.04 **Disaster Related Transfer Authority.** Amend for clarity; no substantive changes made.
- 15.02 15.02 **Payments to the State Office of Risk Management.** Amend to require notification instead of approval for the agency to temporarily use additional general revenue in the event the total assessments in any year prove insufficient to fund expenditures.
- 17.01 17.01 **Contingency Rider.** Edit language to ensure that for legislation with implementation costs determined to be within an agency's existing budget, that those agencies do not use this provision to avoid implementation.
- 17.07 17.07 **Border Security.** Reflect budget recommendations for 20-21 biennium. Add provision from Art. IX, Sec. 17.13 requiring LBB approval to modify the use of funds.
- 17.10 17.10 **Contract Management and Oversight.** Amend to require compliance with key statutory controls over contracting. Delete list of appropriation reductions for contract cost savings.
- 17.11 **Tax Amnesty.** Delete, no longer needed - one time action.
- 17.12 **Accelerated Sale of Unclaimed Securities.** Delete, no longer needed - one time action.
- 17.12 **Human Trafficking Coordinating Council.** Establish Human Trafficking Coordinating Council, including planning and reporting duties. Include informational listing of human trafficking-related budget recommendations for 20-21 biennium.
- 17.13 **Border Security Report.** Delete as the analysis referenced by this provision is considered one-time in nature. Move LBB approval to modify purpose of funds to Art. IX, Sec. 17.07.
- 17.16 **Informational Listing of Certain Appropriations.** Delete, no longer needed - one time action.